

Goodwin Procter LLP
101 California Street
San Francisco, CA 94111

GOODWIN PROCTER LLP
FORREST A. HAINLINE III (SBN 64166)
SUSANNE N. GERAGHTY (SBN 218098)
101 California St, Suite 1850
San Francisco, California 94111
415.733.6000
415.677.9041 (facsimile)
sgeraghty@goodwinprocter.com

Attorneys For Defendants
CORNING INCORPORATED,
WORLD KITCHEN, INC., and
WKI HOLDING COMPANY, INC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

DEBORAH NEBENZAHL

Plaintiff,

vs.

CORNING INCORPORATED, WORLD
KITCHEN, INC., WKI HOLDING
COMPANY, INC., and DOES 1 through 100
inclusive,

Defendants.

Case No. C 06-00778 SC

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING DEADLINE TO
COMPLETE MEDIATION**

IT IS HEREBY STIPULATED by and between plaintiff Deborah Nebenzahl ("plaintiff") and defendants Corning Incorporated, World Kitchen, Inc. and WKI Holding Company, Inc. (collectively, "defendants"), through their attorneys of record, to continue the deadline to complete mediation from October 27, 2006 to December 15, 2006.

This is the parties second request to extend the deadline to complete mediation. The parties have almost completed written discovery necessary to enhance the prospects for settlement at the mediation, and defendants are scheduled to take plaintiff's deposition on Friday, October 20, 2006. The parties originally scheduled the mediation to take place on October 27, 2006, which was the

1 deadline set by the Court in August 2006, but request an extension of the deadline to complete the
2 mediation for two reasons:

- 3 (1) Defendants' client representative, who is located on the east coast, wishes to
4 attend the mediation but is unavailable on October 27, 2006. Although
5 plaintiff's counsel and the mediator do not object to having the client
6 representative appear by telephone, both parties believe that personal
7 appearances often render mediations more productive.
- 8 (2) Defendants are still in the process of determining why the product at issue in
9 this case broke. Defendants attempted to complete their investigation prior to
10 October 27, 2006, but were unable to do so because of the unavailability of
11 the expert testing the product.

12 The parties have advised the court-appointed mediator, Mr. Arnold Haimes, of the proposed
13 schedule and he does not object. The parties have confirmed that Mr. Haimes is generally available
14 to conduct the mediation in late November or early December.

15 The requested continuance will not alter the date of any other event or deadline already fixed
16 by court order.

17 Dated: October 17, 2006

MANNION & LOWE
E. Gerard Mannion
Wesley M. Lowe
655 Montgomery Street, Suite 1200
San Francisco, California 94111
415.733.1050
415.434.4810

21 By: 

E. Gerard Mannion

22 Attorneys for Plaintiff
23 DEBORAH NEBENZAHL

24 Dated: October 17, 2006

25 GOODWIN PROCTER LLP
26 Forrest A. Hainline III (SBN 64166)
27 Susanna N. Geraghty (SBN 218098)
28 101 California St, Suite 1850
San Francisco, California 94111
415.733.6000

415.677.9041

By:

Susanne N. Geraghty

Attorneys For Defendants
CORNING INCORPORATED,
WORLD KITCHEN, INC., and
WKI HOLDING COMPANY, INC

ORDER

PURSUANT TO STIPULATION AND GOOD CAUSE APPEARING, IT IS SO
ORDERED that the deadline to complete mediation in this action shall be continued from October
27, 2006 to December 15, 2006.

Dated: October 26, 2006



Goodwin Procter LLP
101 California Street
San Francisco, CA 94111